

AMENDED IN ASSEMBLY APRIL 22, 2003

CALIFORNIA LEGISLATURE—2003–04 REGULAR SESSION

ASSEMBLY BILL

No. 864

Introduced by Assembly Member Firebaugh

February 20, 2003

An act to amend Section 19912 of the Business and Professions Code, relating to gambling.

LEGISLATIVE COUNSEL'S DIGEST

AB 864, as amended, Firebaugh. Gambling: employee work permits.

Existing law, the Gambling Control Act, provides that the California Gambling Commission has jurisdiction over gambling establishments and persons who work for gambling establishments in this state. Existing law prohibits a person from being employed as a gambling enterprise employee unless that person has a valid work permit issued by a county, city, or city and county or a work permit, valid for 2 years, issued by the commission.

~~This bill would require a work permit issued by a city or county to be renewed every 4 years. The bill would provide that a work permit issued by the commission would instead be valid for a period of time specified by the commission not to exceed 4 years.~~

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

SECTION 1. Section 19912 of the Business and Professions Code is amended to read:

19912. (a) (1) A person shall not be employed as a gambling enterprise employee, or serve as an independent agent, except as provided in paragraph (2), unless he or she is the holder of one of the following:

(A) A valid work permit issued in accordance with the applicable ordinance or regulations of the county, city, or city and county in which his or her duties are performed. ~~A work permit issued by a county, city, or city and county shall be renewed at least every four years.~~

(B) A work permit issued by the commission pursuant to regulations adopted by the commission for the issuance and renewal of work permits. A work permit issued by the commission is valid for the period specified by the commission, not to exceed four years.

(2) An independent agent is not required to hold a work permit if he or she is not a resident of this state and has registered with the division in accordance with regulations.

(b) A work permit shall not be issued by any city, county, or city and county to any person who would be disqualified from holding a state gambling license for the reasons specified in subdivisions (a) to (g), inclusive, of Section 19859.

(c) The division may object to the issuance of a work permit by a city, county, or city and county for any cause deemed reasonable by the division, and if the division objects to issuance of a work permit, the work permit shall be denied.

(1) The commission shall adopt regulations specifying particular grounds for objection to issuance of, or refusal to issue, a work permit.

(2) The ordinance of any city, county, or city and county relating to issuance of work permits shall permit the division to object to the issuance of any permit.

(3) Any person whose application for a work permit has been denied because of an objection by the division may apply to the commission for an evidentiary hearing in accordance with regulations.

1 (d) Application for a work permit for use in any jurisdiction
2 where a locally issued work permit is not required by the licensing
3 authority of a city, county, or city and county shall be made to the
4 commission, and may be granted or denied for any cause deemed
5 reasonable by the commission. If the commission denies the
6 application, it shall include in its notice of denial a statement of
7 facts upon which it relied in denying the application. Upon receipt
8 of an application for a work permit, the commission may issue a
9 temporary work permit for a period not to exceed 120 days,
10 pending completion of the background investigation by the
11 division and official action by the commission with respect to the
12 work permit application.

13 (e) An order of the commission denying an application for a
14 work permit, including an order declining to issue a work permit
15 following review pursuant to paragraph (3) of subdivision (c), may
16 be reviewed in accordance with subdivision (e) of Section 19870.

